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Examiner Layla G. Lauchman TO: Group Art Unit 2877 Commissioner for Patents Washington, D.C. 20231 STALLMAN & POLLOCK LLP FAX: 571-273-2418 Intellectual Property Attorneys PHONE: FROM: MICHAEL A. STALLMAN Telephone: (415) 772-4900 353 Sacramento Street, Suite 2200 Facsimile: (415) 398-2890 San Francisco, CA 94111 Email: mstallman@stallmanpollock.com (415) 772-4900 Telephone: Facsimile: (415) 389-2890 DATE: June 16, 2004 TIME: 5 (including cover) PAGES: If you did not receive all of the pages in this fax, please contact Georgia K. Stith at (415) 772-4900, Ext. 106. **OUR FILE NUMBER: TWI-13810 RETURN TO:** G. Stith

Re U.S. Patent Appln. No. 10/042,592, filed January 9, 2002 **MESSAGE:**

Dear Examiner Lauchman,

Pursuant to your request, attached are copies of the two Declarations for Patent Application filed in the PTO on March 1, 2002. If you have any questions, please do not hesitate to contact mė.

Michael A. Stallman (Reg. No. 29,444)

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Atty Docket No. TWI-13810

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

MULTIPLE BEAM ELLIPSOMETER

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the specification of as Application No.	which (check one) is attach	ed hereto or 🛭 was filed on <u>January</u> g	9 . 2002 (if appli	cable).
I hereby state that claims, as amende	I have reviewed and understan d by any amendment referred t	d the contents of the above-identified specifi o above.	cation, includi	ng the
l acknowledge the	duty to disclose all information	which is material to patentability as defined i	n 37 CFR § 1.	.56.
or inventor's certific than the United Sta	cate, or § 365(a) of any PCT in ates, listed below and have also	S.C. § 119(a)-(d) or § 365(b) of any foreign ternational application which designated at le identified below any foreign application for optication on which priority is daimed:	east one coun	try other
Prior Foreign Appli	ication(s)	·		Claimed
			<u>Yes</u>	<u>No</u>
•				
Number	Country	Day/Month/Year Filed		
	·			
Number	Country	Day/Month/Year Filed		
I hereby claim the	benefit under 35 U.S.C. § 119(3) of any United States provisional application	on(s) below:	
60/311,035	,	August 9, 2001		
Application Number	er	Filing Date	<u>- </u>	_
60/336,437	· .	November 1, 2001		_
Application Number	er .	Filing Date		
Application Number	er .	Filing Date	· · · · · · · · · · · · · · · · · · ·	-
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I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filling date of the prior application and the national or PCT international filling date of this application:

Application Number	Filing Date	Status: Patented, Pending, Abandoned
Application Number	Filing Date	Status: Patented, Pending, Abandoned
Application Number	Filing Date	Status: Patented, Pending, Abandoned
information and belief are b willful false statements and	pelieved to be true; and further that I the like so made are punishable	knowledge are true and that all statements made on at these statements were made with the knowledge that by fine or imprisonment or both, under 18 U.S.C. § 1001 lidity of the application or any patent issued thereon.
Full name of sole or first in	ventor <u>Martin Ebert</u>	
Inventor's signature	lest EH	1/14/02
Residence 332 D Street.	Fremont, California 94536 D Street, Fremont, California 945	Date ,
Tost Office Address 502	D duest, remone camering and	
Full name of second joint is	nventor, if any, <u>Li Chen</u>	
Inventor's signature		Date
Citizenship Chinese	water Drive, Fremont, California 9	4539
Dank Office Addisons 2000	A Carlanada Dán Espant C.	alifamia OAE2O

Atty Docket No. TWI-13810

		DECLARATION F	FOR PATENT APPLICATION	N	٠. ٠.	
s a below named	inventor, I hereb	y declare that:	of the many of the second of t			•
ly residence, pos	office address a	nd citizenship are	e as stated below next to my	name,		• •
	ames are listed b		nly one name is listed below) ect matter which is claimed a			
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ne specification of a Application No.	which (check on 10/04	ne) 🔲 is attached 2,592	hereto or 🛛 was filed on and was amende	January 9,	2002 (if appl	icable).
		and understand to ment referred to a	he contents of the above-ide above.	ntified specifica	tion, includ	ing the
acknowledge the	duty to disclose	all information wh	ich is material to patentabilit	y as defined in	37 CFR § 1	.56.
Marie de la companya	. •					
or inventor's certificate having a certificate having a	eign priority bene- icate, or § 365(a) ates, listed below a filing date befor	fits under 35 U.S. of any PCT Inten y and have also ic	C. § 119(a)-(d) or § 365(b) on ational application which defentified below any foreign alication on which priority is cla	signated at lea pplication for pa	st one cou itent or inve	ntry other entors
or inventor's certificate having a certificate having a	eign priority bene- icate, or § 365(a) ates, listed below a filing date befor	fits under 35 U.S. of any PCT Inten y and have also ic	C. § 119(a)-(d) or § 365(b) on ational application which defined below any foreign a	signated at lea pplication for pa	st one cou itent or inve	ntry other entor's
or inventor's certifican the United St certificate having a Prior Foreign App	eign priority bene- icate, or § 365(a) ates, listed below a filing date befor lication(s)	fits under 35 U.S. of any PCT Inten v and have also ic e that of the appli	C. § 119(a)-(d) or § 365(b) on ational application which defined below any foreign a	esignated at lea pplication for pa aimed:	st one courtent or investment	ntry other entor's Claimed
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or inventor's certificate United Stocking of the United Stocking of	eign priority benericate, or § 365(a) ates, iisted below a filing date before the filing da	fits under 35 U.S. of any PCT Inten y and have also ic that of the appli	C. § 119(a)-(d) or § 365(b) or national application which design all cation on which priority is classication on which priority is classicated and which priority is classicated	esignated at lea pplication for pa aimed: Filed	est one countent or invested to the country Yes	ntry other entor's Claimed

Inventor's signature

Citizenship Chinese Post Office Address

Residence 2220 Springwater Drive, Fremont, California 94539

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, Lacknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

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Full name of sole or first inv	entor <u>Martin Ebert</u>	
Inventor's signature		Date
	Fremont, California 94536	Date
Citizenship German Post Office Address 332 I	O Street, Fremont, California 9	14536
Full name of second joint in	ventor, if any, <u>Li Chen</u>	

2220 Springwater Drive, Fremont, California 94539